

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF SOUTH CAROLINA

Rodney Dale Ivey, #324929,)	C/A No.: 1:17-61-JFA
)	
Plaintiff,)	
)	
vs.)	ORDER
)	
Lt. Buyon, South Carolina Department of Corrections,)	
)	
Defendant.)	
)	

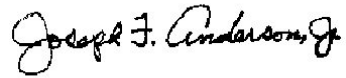
Rodney Dale Ivey (“Plaintiff”), proceeding pro se, filed this action alleging a violation of his constitutional rights. On January 13, 2017, the court ordered Plaintiff to pay the \$350 filing fee or complete the enclosed Application to Proceed Without Prepayment of Fees and Affidavit (Form AO 240) and to provide the service documents necessary to advance his case. [ECF No. 5]. Plaintiff was warned that the failure to provide the necessary information within a specific time period would subject the case to dismissal. *Id.* Plaintiff did not file a response. The court issued a second order on February 7, 2017, asking Plaintiff to pay the \$350 filing fee or complete the enclosed Form AO 240 and to provide the service documents necessary to advance his case. [ECF No. 8]. Plaintiff was warned that the failure to provide the necessary information within a specific time period would subject the case to dismissal. *Id.* The time for response expired on February 28, 2017, and Plaintiff did not file a response. As Plaintiff has failed to prosecute this case and has failed to comply with an order of this Court, the case is

dismissed *without prejudice* pursuant to Rule 41 of the Federal Rules of Civil Procedure.

See Link v. Wabash R.R. Co., 370 U.S. 626 (1962).

IT IS SO ORDERED.

March 7, 2017
Columbia, South Carolina

A handwritten signature in black ink, reading "Joseph F. Anderson, Jr." in a cursive script.

Joseph F. Anderson, Jr.
United States District Judge